



General Assembly

January Session, 2005

Amendment

LCO No. 7219

HB0690107219HR0

Offered by:

REP. CAFERO, 142nd Dist.
SEN. HARRIS, 5th Dist.
REP. GUERRERA, 29th Dist.
REP. DARGAN, 115th Dist.
REP. FARR, 19th Dist.

To: House Bill No. 6901

File No. 439

Cal. No. 325

"AN ACT CONCERNING UNDERAGE DRINKING."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 14-111e of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2005*):

5 (a) The Commissioner of Motor Vehicles shall suspend, for a period
6 of one hundred fifty days, the motor vehicle operator's license or
7 nonresident operating privilege of any person under the age of twenty-
8 one who has been convicted of a violation of section 30-88a involving
9 the misuse of an operator's license or section 30-89 involving the
10 purchase and possession of alcoholic liquor by a minor.

11 (b) Any person under the age of twenty-one who has not been

12 issued a motor vehicle operator's license under section 14-36 and who
13 has been convicted of a violation of section 30-88a involving the
14 misuse of an operator's license, section 30-89 involving the purchase
15 and possession of alcoholic liquor by a minor or subsection (e) of
16 section 1-1h involving the misuse of an identity card, shall not be
17 issued a new operator's license by the commissioner under section 14-
18 36 until a period of one hundred fifty days has elapsed from the date
19 all applicable requirements for any such license have been satisfied by
20 the applicant.

21 (c) The Commissioner of Motor Vehicles shall suspend the motor
22 vehicle operator's license or nonresident operating privilege of any
23 person convicted of a violation of subdivision (2) of subsection (b) of
24 section 30-86, as amended by this act, for six months for a first
25 conviction, one year for a second conviction and two years for a third
26 or subsequent conviction.

27 Sec. 502. Subsection (b) of section 30-86 of the general statutes is
28 repealed and the following is substituted in lieu thereof (*Effective*
29 *October 1, 2005*):

30 (b) (1) Any permittee or any servant or agent of a permittee who
31 sells or delivers alcoholic liquor to any minor [,] or [to] any intoxicated
32 person, or to any habitual drunkard, knowing the person to be such an
33 habitual drunkard, shall be subject to the penalties of section 30-113.

34 (2) Any person who sells, ships, delivers or gives any [such liquors
35 to such] alcoholic liquor to any minor, by any means, including, but
36 not limited to, the Internet or any other on-line computer network,
37 except on the order of a practicing physician, shall be fined not more
38 than one thousand five hundred dollars or imprisoned not more than
39 eighteen months, or both. Each court shall report each conviction
40 under this subdivision to the Commissioner of Motor Vehicles who
41 shall suspend the motor vehicle operator's license or nonresident
42 operating privilege of the person reported as convicted in accordance
43 with subsection (c) of section 14-111e, as amended by this act.

44 (3) The provisions of this [section] subsection shall not apply [(1)]
45 (A) to a sale, shipment or delivery made to a person over age eighteen
46 who is an employee or permit holder under section 30-90a and where
47 such sale, shipment or delivery is made in the course of such person's
48 employment or business, [(2)] (B) to a sale, shipment or delivery made
49 in good faith to a minor who practices any deceit in the procurement of
50 an identity card issued in accordance with the provisions of section
51 1-1h, who uses or exhibits any such identity card belonging to any
52 other person or who uses or exhibits any such identity card that has
53 been altered or tampered with in any way, or [(3)] (C) to a shipment or
54 delivery made to a minor by a parent, guardian or spouse of the minor,
55 provided such parent, guardian or spouse has attained the age of
56 twenty-one and provided such minor possesses such alcoholic liquor
57 while accompanied by such parent, guardian or spouse."